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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

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MAY 27 2004

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)	
)	
Amendment of Section 73.202(b))	MB Docket No. 04-105
Table of Allotments)	RM-10909
FM Broadcast Stations)	RM-10910
(Terre Haute, Indiana))	RM-10911

COMMENTS IN SUPPORT OF ALLOCATION

Pursuant to Sections 1.415 and 1.420 of the Commission's Rules (47 C.F.R. §§ 1.415, 1.420) and the *Notice of Proposed Rule Making*, DA 04-910 (released Apr. 5, 2004), the Trustees of Indiana University ("IU") hereby submit comments in support of the allocation of Channel 298B for noncommercial, educational ("NCE") use in Terre Haute, Indiana.

The Commission invited petitions for rulemakings to reserve vacant FM allotments for NCE use on September 30, 2003. IU and two other parties filed petitions for rulemaking to reserve Channel 298B at Terre Haute for NCE use. On April 5, 2004, the Commission released the *Notice of Proposed Rule Making* inviting comment on the petitions filed for the Terre Haute station.

Expression of interest. As indicated in IU's petition for rulemaking, if the Commission adopts the proposal for Channel 298B, IU intends to apply to construct and operate a noncommercial, educational FM station on that channel.

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Public Interest Reasons for Reservation. In accordance with the standard established in MM Docket No. 95-31, IU believes that the need for reservation of Channel 298B in Terre Haute for NCE use has been demonstrated.¹

The station proposed by IU in its petition for rulemaking would bring NCE service to a total population of 240,500 within the proposed station's 60 dBu service contour. The proposed station would provide a first service to 25,100 persons, or 10.4% of the population, and second service to 95,600, or 39.8% of the population. First and second service combined represents 120,700 persons, which is more than 50% of the population within the 60 dBu service contour. Moreover, IU demonstrated that no reserved channels are currently available within the Terre Haute area to provide similar service.

The public interest clearly supports this allocation. The Commission recognizes that NCE stations advance important educational programs to the communities they serve. Adopting this proposed reservation is an opportunity to ensure that areas currently receiving only one NCE radio service or none at all can participate in such educational programs.

The need for NCE service in this area is also demonstrated by the fact that two petitions for rulemaking in addition to that filed by IU were filed requesting reservation of Channel 298B in Terre Haute.

¹ See Reexamination of the Comparative Standard for Noncommercial Educational Applicants, Second Report and Order, 18 FCC Rcd 6691, ¶¶ 34-40 (2003).

Conclusion. Accordingly, for the reasons set forth above and in its petition for rulemaking, IU requests that the Commission reserve Channel 298B, Terre Haute, for an NCE service.

Respectfully submitted,

THE TRUSTEES OF INDIANA UNIVERSITY

A handwritten signature in dark ink, appearing to read "Wallace", is written over a horizontal line.

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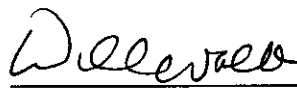
Date: May 27, 2004

CERTIFICATE OF SERVICE

I, William D. Wallace, hereby certify that I have on this 27th day of May, 2004, caused to be served true and correct copies of the foregoing "Comments in Support of Allocation" upon the following persons via first-class, United States mail, postage prepaid:

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